

09/16/03

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TCase Docket No.: MED-7 CON

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application of:

Inventor: E. Marlowe Goble et al.For: APPARATUS AND METHOD FOR ATTACHING A GRAFT LIGAMENT TO A BONE

Enclosed are:

- ☒ 15 sheets of drawings.
☐ An assignment of the invention to: _____
☐ A verified statement to establish small entity status.
☒ REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION.

The filing fee has been calculated as shown below:

Small Entity				Large Entity		
For:	No. Filed	No. Extra	Rate	Fee	Rate	Fee
Basic Fee				\$375.00		\$740.00
Total Claims	24 - 20	4	x \$ 9.00	\$36.00	x \$18.00	
Ind. Claims	6 - 3	3	x \$42.00	\$126.00	x \$ 84.00	
Mult. Claims			+ \$140.00		+ \$280.00	
Total				\$537.00		

- ☐ Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$537.00 cover the filing fee (and assignment recording fee) is enclosed.
- ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 CFR 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
- ☐ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

James A. Sheridan 9/16/03
 James A. Sheridan

Pandiscio & Pandiscio
 470 Totten Pond Road
 Waltham, Massachusetts 02451
 Tel. (781) 290-0060

KA/MED7CON.FEE

03916 U.S. PTO
 10/663625
 09/16/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)
CONTINUATION PATENT APPLICATION BASED ON
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: E. Marlowe Goble et al.
Serial No.: 09/837,594
Filed: 04/18/2001
For: APPARATUS AND METHOD FOR ATTACHING
A GRAFT LIGAMENT TO A BONE
Group Art Unit: 3732
Examiner: Melba N. Bumgarner
Attorney's Docket No.: MED-7

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION

This is a request for filing a continuation application, in accordance with Rule 1.53(B), of pending prior application Serial No. 09/837,594, filed 04/18/2001 by E. Marlowe Goble et al. for APPARATUS AND METHOD FOR ATTACHING A GRAFT LIGAMENT TO A BONE.

Submitted with this request are the following:

1. A true copy of said prior application Serial No. 09/837,594 (including specification, claims, drawings, and unsigned Declaration and Power of Attorney), all as originally filed;

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2. A copy of (i) NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED; and (ii) RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, including a signed DECLARATION AND POWER OF ATTORNEY identifying the pending prior application by title, serial number and filing date, and dated and signed by the inventors, E. Marlowe Goble, T. Wade Fallin, and Kenneth J. Gardner, and a substitute set of drawings for the application, with appropriate margins in compliance with 37 CFR 1.84;

3. An AFFIDAVIT by an attorney of record verifying that the enclosed copy of said pending prior application Serial No. 09/837,594 is a true copy thereof;

4. A PRELIMINARY AMENDMENT which amends the application to show that it is a continuation of parent application Serial No. 09/837,594; and

5. A mailing certificate indicating that this submittal is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on September 16, 2003 as provided for under 37 CFR 1.10.

The Power of Attorney in the prior application is to Pandiscio & Pandiscio, a firm composed of Nicholas A. Pandiscio, Registration No. 17293, Mark J. Pandiscio, Registration No. 30883, Scott R. Foster, Registration No. 20570, and James A. Sheridan, Registration No. 43114, or any of them, all of 470 Totten Pond Road, Waltham, MA 02451-1914 (Telephone No. 781-290-0060).

The inventors named in this continuation application are the same inventors named in the prior application Serial No. 09/837,594.

The Commissioner is also authorized to prepare a certified copy of said prior copending application if the same is deemed to be necessary and to charge the cost of same to Deposit Account No. 16-0221.

Please address all communications in this matter to:

Mark J. Pandiscio
Pandiscio & Pandiscio
470 Totten Pond Road
Waltham, Massachusetts 02451.

Thank you.

Respectfully submitted,

James A. Sheridan 9/16/03

James A. Sheridan
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Waltham, MA 02451-1914
Tel (781) 290-0060
Fax (781) 290-4840

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)
CONTINUATION PATENT APPLICATION BASED ON
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: E. Marlowe Goble et al.
Serial No.: 09/837,594
Filed: 04/18/2001
For: APPARATUS AND METHOD FOR ATTACHING
A GRAFT LIGAMENT TO A BONE
Group Art Unit: 3732
Examiner: Melba N. Bumgarner
Attorney's Docket No.: MED-7

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

FILING OF PATENT APPLICATION UNDER 37 CFR 1.10

The attached Rule 1.53(B) continuation application is being
filed under the provisions of 37 CFR 1.10.

EXPRESS MAIL MAILING LABEL NUMBER ER095321793US

DATE OF DEPOSIT September 16, 2003

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE *EXPRESS MAIL POST
OFFICE TO ADDRESSEE* SERVICE UNDER 37 CFR 1.10 ON THE
DATE INDICATED ABOVE AND IS ADDRESSED TO: COMMISSIONER
FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450.

James A. Sheridan

(PERSON MAILING)

James A. Sheridan 9/16/2003
(SIGNATURE)

Respectfully submitted,

James A. Sheridan 9/16/2003
James A. Sheridan

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Tel. (781) 290-0060

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)
CONTINUATION PATENT APPLICATION BASED ON
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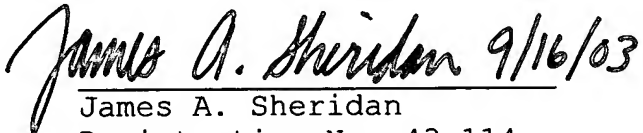
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

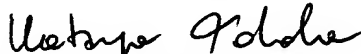
AFFIDAVIT VERIFYING APPLICATION

Commonwealth of Massachusetts
County of Middlesex

I, James A. Sheridan, being duly registered to practice before the U.S. Patent and Trademark Office, and being duly sworn, depose and state that: I am attorney of record in the above-identified pending prior application Serial No. 09/837,594, filed 04/18/2001 by E. Marlowe Goble et al. for APPARATUS AND METHOD FOR ATTACHING A GRAFT LIGAMENT TO A BONE, and that the enclosed application is a true copy of the above-identified prior application Serial No. 09/837,594 as filed, and that no amendments referred to in the oath or declaration filed to complete the prior patent application Serial No. 09/837,594 introduced new matter therein.


James A. Sheridan
Registration No. 43,114

Sworn to before me this 16th day of September, 2003.


Notary Public
My commission expires: 4/17/09